

(June 21, 1950, ch. 338, §1, 64 Stat. 248; Pub. L. 102-285, §10(b), May 18, 1992, 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title. For provisions relating to closure and transfer of functions of the United States Bureau of Mines, see Transfer of Functions note set out under section 1 of this title.

APPROPRIATIONS

Section 3 of act June 21, 1950, provided that: “In order to carry out the purposes of this Act [enacting this chapter] there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of (a) \$750,000 for the erection and equipment of a building or buildings, including plumbing, lighting, heating, ventilation, general service, experimental equipment and apparatus, the necessary roads, walks, and ground improvements; and (b) \$250,000 annually for the maintenance and operation of the experiment station, including personal services, supplies, equipment, and expenses of travel and subsistence.”

§ 412. Acquisition of lands and interests; acceptance of money and property; disposition and use of money

For the purposes of this chapter the Secretary, acting through the United States Bureau of Mines, is authorized to acquire land and interests therein; to receive and accept money and property, real or personal, or interests therein, and services as a gift, bequest, or contribution; and may conduct activities or projects in cooperation with any person, firm, agency, or organization, Federal, State, or private. Money so received shall be deposited in the Treasury of the United States in a special fund or funds for disbursement by the United States Bureau of Mines and shall remain available for the purposes for which received and accepted until expended.

(June 21, 1950, ch. 338, §2, 64 Stat. 248; Pub. L. 102-285, §10(b), May 18, 1992, 106 Stat. 172.)

CHANGE OF NAME

“United States Bureau of Mines” substituted in text for “Bureau of Mines” pursuant to section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title. For provisions relating to closure and transfer of functions of the United States Bureau of Mines, see Transfer of Functions note set out under section 1 of this title.

CHAPTER 10—COAL MINE SAFETY

REPEAL OF CHAPTER

Chapter repealed by Pub. L. 91-173, title V, §509, Dec. 30, 1969, 83 Stat. 803, on the operative date of sections 811 to 821 and 861 to 878 of this title, which became operative ninety days after the enactment of Pub. L. 91-173, approved Dec. 30, 1969, except that this chapter would continue to apply to any order, notice, decision, finding or any proceedings related to such order, notice, decision, or finding issued prior to the operative date of sections 811 to 821 and 861 to 878 of this title.

§§ 451 to 460, 471 to 483. Repealed. Pub. L. 91-173, title V, §509, Dec. 30, 1969, 83 Stat. 803

Section 451, act May 7, 1941, ch. 87, title I, §101, formerly §1, 55 Stat. 177; renumbered title I, §101, July 16, 1952, ch. 877, §4(4), 66 Stat. 710, authorized Secretary of the Interior to make annual investigations of coal mines to obtain information relating to health and safety conditions.

Section 452, act May 7, 1941, ch. 87, title I, §102, formerly §2, 55 Stat. 178; renumbered title I, §102, and amended July 16, 1952, ch. 877, §4(3), (5), (6), 66 Stat. 710, empowered Secretary of the Interior to make inspections at any time.

Section 453, act May 7, 1941, ch. 87, title I, §103, formerly §3, 55 Stat. 178; renumbered title I, §103, and amended July 16, 1952, ch. 877, §4(5), (7), 66 Stat. 710, authorized investigators to enter any mine affecting interstate commerce.

Section 454, act May 7, 1941, ch. 87, title I, §104, formerly §4, 55 Stat. 178; renumbered title I, §104, and amended July 16, 1952, ch. 877, §4(5), (7), (8), 66 Stat. 709, provided for penalty for refusal to admit investigator.

Section 455, act May 7, 1941, ch. 87, title I, §105, formerly §5, 55 Stat. 178; renumbered title I, §105, and amended July 16, 1952, ch. 877, §§3, 4(5), 66 Stat. 709, 710, provided for filing of accident information.

Section 456, act May 7, 1941, ch. 87, title I, §106, formerly §6, 55 Stat. 178; renumbered title I, §106, and amended July 16, 1952, ch. 877, §4(3), (5), 66 Stat. 710, directed Secretary of the Interior to compile and publish reports and to expend funds for advancement of health and safety in mines.

Section 457, act May 7, 1941, ch. 87, title I, §107, formerly §7, 55 Stat. 179; renumbered title I, §107, and amended July 16, 1952, ch. 877, §4(3), (5), (9), 66 Stat. 710, provided for administration of provisions of sections 451 to 460 of this title by Bureau of Mines and directed Federal agencies to cooperate with State mine safety agencies.

Section 458, act May 7, 1941, ch. 87, title I, §108, formerly §8, 55 Stat. 179; renumbered title I, §108, and amended July 16, 1952, ch. 877, §4(3), (5), 66 Stat. 710, authorized creation of an advisory committee and provided for its functions and composition.

Section 459, act May 7, 1941, ch. 87, title I, §109, formerly §9, 55 Stat. 179; renumbered title I, §109, and amended Oct. 28, 1949, ch. 782, §1106(a), 63 Stat. 972; July 16, 1952, ch. 877, §4(3), (5), 66 Stat. 710, authorized employment of personnel for administration of sections 451 to 460 of this title and set out qualification conditions.

Section 460, act May 7, 1941, ch. 87, title I, §111, formerly §11, 55 Stat. 179; renumbered title I, §110, and amended July 16, 1952, ch. 877, §4(3), (5), 66 Stat. 710, defined “Commerce” as used in sections 451 to 460 of this title.

Section 471, act May 7, 1941, ch. 87, title II, §201, as added July 16, 1952, ch. 877, §1, 66 Stat. 692; amended Mar. 26, 1966, Pub. L. 89-376, §2(a), 80 Stat. 84, defined terms as used in sections 471 to 483 of this title.

Section 472, act May 7, 1941, ch. 87, title II, §202, as added July 16, 1952, ch. 877, §1, 66 Stat. 693; amended Mar. 26, 1966, Pub. L. 89-376, §3(b), 80 Stat. 87, set out provisions for annual and special instructions, directed Federal agencies to coordinate operations with State mine safety agencies created pursuant to enumerated conditions and authorized any such State inspector to enter any mine affecting commerce.

Section 473, act May 7, 1941, ch. 87, title II, §203, as added July 16, 1952, ch. 877, §1, 66 Stat. 694; amended Mar. 26, 1966, Pub. L. 89-376, §3(a), 80 Stat. 85, set out procedures for withdrawal when immediate or non-immediate dangers were found to exist in mines.

Section 474, act May 7, 1941, ch. 87, title II, §204, as added July 16, 1952, ch. 877, §1, 66 Stat. 696, set out procedures for giving notice of findings and orders.

Section 475, act May 7, 1941, ch. 87, title II, §205, as added July 16, 1952, ch. 877, §1, 66 Stat. 697; amended Mar. 26, 1966, Pub. L. 89-376, §3(c), (d), 80 Stat. 87, au-

thorized continuation of Federal Coal Mine Safety Board of Review and provided for its composition, powers, and procedures.

Section 476, act May 7, 1941, ch. 87, title II, §206, as added July 16, 1952, ch. 877, §1, 66 Stat. 699; amended Mar. 26, 1966, Pub. L. 89-376, §3(e), 80 Stat. 88, set out procedures for Director of Bureau of Mines to review applications for annulment or revision of orders closing mines because of immediate and nonimmediate dangers.

Section 477, act May 7, 1941, ch. 87, title II, §207, as added July 16, 1952, ch. 877, §1, 66 Stat. 700; amended June 11, 1960, Pub. L. 86-507, §1(22), (23), 74 Stat. 201; Mar. 26, 1966, Pub. L. 89-376, §3(f), 80 Stat. 90, set out procedures for review by Federal Coal Mine Safety Board of Review of applications for annulment or revision of orders closing mines because of immediate or nonimmediate dangers.

Section 478, act May 7, 1941, ch. 87, title II, §208, as added July 16, 1952, ch. 877, §1, 66 Stat. 702; amended June 11, 1960, Pub. L. 86-507, §1(24), 74 Stat. 201, set out procedures for judicial review of orders by Federal Coal Mine Safety Board of Review.

Section 479, act May 7, 1941, ch. 87, title II, §209, as added July 16, 1952, ch. 877, §1, 66 Stat. 703, set out mandatory mine safety provisions respecting roof support, ventilation, coal dust and rock dust, electrical equipment, fire protection, and other miscellaneous matters.

Section 480, act May 7, 1941, ch. 87, title II, §210, as added July 16, 1952, ch. 877, §1, 66 Stat. 708; amended Mar. 26, 1966, Pub. L. 89-376, §4, 80 Stat. 91, set out penalties for violations of provisions of sections 473 or 476 of this title.

Section 481, act May 7, 1941, ch. 87, title II, §211, as added July 16, 1952, ch. 877, §1, 66 Stat. 708, provided for effect on State laws of provisions of sections 471 to 483 of this title.

Section 482, act May 7, 1941, ch. 87, title II, §212, as added July 16, 1952, ch. 877, §1, 66 Stat. 709; amended Mar. 26, 1966, Pub. L. 89-376, §5, 80 Stat. 91, set out procedures for issuance of certificates of equipment conformity, expanded educational programs, directed Federal agencies to coordinate their activities with State agencies to eliminate duplication of efforts, expenses and enforcement requirements, and provided that Director annually report on administration of his functions.

Section 483, act May 7, 1941, ch. 87, title II, §213, as added July 16, 1952, ch. 877, §1, 66 Stat. 709, provided that Administrative Procedure Act was not to be applicable to provisions of sections 471 to 483 of this title.

For subject matter formerly contained in this chapter, see section 801 et seq. of this title.

CHAPTER 11—MINING CLAIMS ON LANDS SUBJECT TO MINERAL LEASING LAWS

- | | |
|------|---|
| Sec. | |
| 501. | Mining claims located between July 31, 1939, and January 1, 1953. |
| 502. | Reservation of minerals to the United States; rights of entry, disposition and removal. |
| 503. | Reservations required by law; atomic energy materials. |
| 504. | Power to make arrangements respecting atomic energy materials as unaffected. |
| 505. | "Mineral leasing laws" defined. |

§ 501. Mining claims located between July 31, 1939, and January 1, 1953

(a) Force and effect

Subject to the provisions of this chapter and to any valid intervening rights acquired under laws of the United States, any mining claim located under the mining laws of the United States subsequent to July 31, 1939, and prior to January 1, 1953, on lands of the United States which were, at the time of such location—

(1) included in a permit or lease issued under the mineral leasing laws; or

(2) covered by an application or offer for a permit or lease which had been filed under the mineral leasing laws; or

(3) known to be valuable for minerals subject to disposition under the mineral leasing laws;

shall be effective to the same extent as if such mining claim had been located on lands which were at the time of such location subject to location under the mining laws of the United States: *Provided, however*, That in order to obtain the benefits of this chapter, the owner of any such mining claim shall, not later than one hundred and twenty days after August 12, 1953, post on such claim in the manner required for posting notice of location of mining claims and file for record in the office where the notice or certificate of location of such claim is of record an amended notice of location of such claim, stating that such notice is filed pursuant to the provisions of this chapter and for the purpose of obtaining the benefits thereof.

(b) Labor and improvement

Labor performed or improvements made upon or for the benefit of such mining claims after the original location thereof shall be recognized as applicable thereto for all purposes to the same extent as labor performed and improvements made upon or for the benefit of mining claims which are not affected by this chapter.

(c) Withdrawal or reservation

Any withdrawal or reservation made after the original location of such mining claim affecting land covered by such mining claim is modified and amended so that the effect thereof upon such mining claim shall be the same as if such mining claim had been located upon lands of the United States, which, subsequent to July 31, 1939, and prior to the date of such withdrawal, were subject to location under the mining laws of the United States.

(Aug. 12, 1953, ch. 405, §1, 67 Stat. 539.)

REFERENCES IN TEXT

The mining laws of the United States, referred to in subsecs. (a) and (c), are classified generally to this title.

For definition of "mineral leasing laws", referred to in subsec. (a)(1) to (3), see section 505 of this title.

§ 502. Reservation of minerals to the United States; rights of entry, disposition and removal

Any mining claim given force and effect as provided in section 501 of this title shall be subject to the reservation to the United States of all minerals which, upon August 12, 1953, are provided in the mineral leasing laws to be disposed of thereunder, and the right of the United States, its lessees, permittees, and licensees, to enter upon the land covered by such mining claim to prospect for, mine, treat, store, and remove such minerals, and to use so much of the surface and subsurface of such mining claim as may be necessary for such purposes, and to enter upon such land whenever reasonably necessary for the purpose of prospecting for, mining, treating, storing, and removing such minerals on and